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9 IN THE UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 SAN FRANCISCO DIVISION

12 GREGORY J. WRENN

13 Case No. C03 04057 JSW ADR

14 Plaintiff,

Assigned to The Honorable
 Jeffrey S. White

15 v.

16 BOY SCOUTS OF AMERICA,

17 Defendant.
 18
 JOINT STIPULATION & REQUEST FOR
 AN ORDER MODIFYING THE COURT'S
 ORDER SCHEDULING TRIAL AND
 PRETRIAL MATTERS AND ORDER THEREON

19 BOY SCOUTS OF AMERICA

Date:

20 Counter-Claimant,

Time:

21 v.

Ctrm.:

22 GREGORY J. WRENN,

23 Counter-Defendant.
 24

TO THIS HONORABLE COURT:

25 Plaintiff and Counter-Defendant Gregory J. Wrenn ("Wrenn") and Defendant and
 26 Counter-Claimant Boy Scouts of America ("Boy Scouts") jointly declare and submit the
 27 following Stipulation and Request for an order modifying the pretrial schedule set forth in the
 28

JOINT STIPULATION & REQUEST FOR AN ORDER MODIFYING THE COURT'S ORDER SCHEDULING
 TRIAL AND PRETRIAL MATTERS

1 Court's prior Order Scheduling Trial and Pretrial Matters, filed November 5, 2007 (the "Court's
2 Order"), pursuant to Civil L. R. 6-1 and 7-1. The Court may approve this request without oral
3 argument under Civil L. R. 7-1(b).

4 STIPULATION

5 WHEREAS, the Court's Order currently sets the following discovery schedule deadlines:

6 Close of Non-expert Discovery: 3/15/2008

7 Last Day for Expert Disclosure: 3/25/2008

8 Last Day for Expert Discovery: 3/31/2008;

9 WHEREAS, the parties, in an effort to reach an amicable resolution of this dispute,
10 agreed to court-connected mediation and scheduled such mediation for January 15, 2008;

11 WHEREAS, due to the unforeseen illness of counsel for Boy Scouts, the mediation was
12 rescheduled for February 21, 2008, the next date mutually agreeable to the parties and the
13 mediator;

14 WHEREAS, in a show of good faith by both parties of their intent to reaching an
15 amicable resolution through mediation, both parties resisted and withheld propounding discovery
16 prior to the scheduled mediation;

17 WHEREAS, due to the rescheduling of the mediation date, the parties effectively lost a
18 month of time in which to conduct discovery given both parties resisted and withheld
19 propounding discovery until the conclusion of mediation;

20 WHEREAS, mediation did not result in an amicable resolution of this dispute;

21 WHEREAS, there is very good cause to allow the parties additional time for discovery
22 given the lost time resulting from the unforeseen illness of counsel;

23 WHEREAS, the modification of the discovery schedule by extending the deadline for the
24 close of non-expert discovery by approximately four and a half weeks and by extending the
25 deadline for expert-related discovery by approximately three weeks will not affect or impact the
26 other pretrial dates set forth in the Court's Order;

1 WHEREAS, the parties agree that this Stipulation may be executed in counterparts, and
2 that facsimile signatures shall be deemed acceptable signatures for the purposes of this
3 Stipulation.

4 IT IS HEREBY STIPULATED BY THE PARTIES THROUGH THEIR COUNSEL OF
5 RECORD THAT:

6 The pretrial schedule deadlines shall be modified as follows:

7 Close of Non-expert Discovery: 4/16/2008

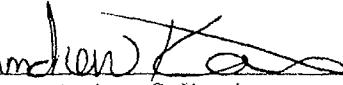
8 Last Day for Expert Disclosure: 4/16/2008

9 Last Day for Expert Discovery: 4/23/2008.

10 Nothing herein shall serve as a waiver of any party's claims or defenses in this matter.

11 Dated: March 14, 2008

HELLER EHRMAN LLP

12 By: 

Andrew S. Kamins

13 Attorneys for Plaintiff & Counter-Defendant

14 Gregory J. Wrenn

15 Dated: March 14, 2008

HUGHES HUBBARD & REED LLP

16 By: 

Alex E. Spalte

17 Attorneys for Defendant and Counter-Claimant

18 Boy Scouts of America

22 ORDER

23 PURSUANT TO STIPULATION, IT IS SO ORDERED.

24 Dated: March 17, 2008.

25 
THE HONORABLE JEFFREY S. WHITE

26 UNITED STATES DISTRICT JUDGE